



PATENT
0756-1921

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#9/A
6-15-00
MURPHY

In re Patent Application of)
Hisashi OHTANI, et al.)
Serial No. 09/226,216) Group: 2811
Filed: January 7, 1999) Examiner: F. Abraham
For: SEMICONDUCTOR DEVICE)
AND METHOD OF)
MANUFACTURING THE SAME)

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

And

PRELIMINARY AMENDMENT

Honorable Assistant Commissioner of Patents
Washington, D.C. 20231

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JUN 14 2000
TECHNOLOGY CENTER 2800

Sir:

Responsive to the Office Action dated April 11, 2000, the period for response having been extended **one (1) month until June 11, 2000**, Applicants submit the following Election as required by 35 U.S.C. § 121.

ELECTION

Applicants elect Group II (Claims 5-9) drawn to a method of crystallizing a structure.

Please cancel claims 1-4 and 10-15 without prejudice or disclaimer of the subject matter contained therein. Applicants reserve the right to file a Divisional Application on the non-elected claims.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on June 9, 2000

[Signature]

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01 FC:103
02 FC:115

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Handwritten signature

Transmittal

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is a **Response to Restriction Requirement and Preliminary Amendment, a Petition for an Extension of Time, and an Information Disclosure Statement and Cross Reference to Related Applications** in the above-identified application.

The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest Number Previously Paid For	Present Extra	Small/Large Entity Rate	Fee
Total	28	Minus	23	5	X \$18.00	\$90.00
Indep.	4	Minus	4	0	X \$78.00	\$0.00
First Presentation of Multiple Dependent Claim					\$260.00	\$0.00
TOTAL						\$90.00

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- [X] A check in the amount of **\$90.00** is enclosed for the **five (5) additional claims**.
- [X] In the event applicant(s) has overlooked the need for any petition and fee for extension of time, and such extension is required, applicant(s) requests that this be considered a petition therefor and that such fee be charged to Deposit Account No. 19-2380.
- [X] The Commissioner is hereby authorized to charge fees under 37 CFR 1.16, 1.17 (except the Issue Fee) which may be required now or hereafter, or credit any overpayment, to Deposit Account No. 19-2380. A duplicate copy of this sheet is attached.

Respectfully submitted,

NIXON PEABODY LLP

By:


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